

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	
)	Chapter 7
STUDENT FINANCE CORPORATION,)	
)	Case No. 02-11620 (DDS)
Debtor.)	
)	
CHARLES A. STANZIALE, JR.,)	
CHAPTER 7 TRUSTEE OF STUDENT)	
FINANCE CORPORATION,)	Adversary Proceeding No. 04-58003
)	
Plaintiff,)	District Court Case No. 1:05-cv-00072-JJF
)	
v.)	
)	
McGLADREY & PULLEN, LLP, and)	
MICHAEL AQUINO,)	
)	
Defendants.)	
)	


**DEFENDANTS' MOTION TO DISMISS IN PART
PURSUANT TO FED. R. CIV. P. 12(b)**

McGladrey & Pullen, LLP and Michael Aquino (collectively, "Defendants"), by and through their attorneys, respectfully move to dismiss in part the Amended Complaint filed in this action pursuant to Rule 12(b) of the Federal Rules of Civil Procedure. In support of the Motion, Defendants submit an accompanying Memorandum of Law with attached Exhibits, which is incorporated by reference.

WHEREFORE, Defendants respectfully request that this Court enter an Order dismissing in part the Amended Complaint with prejudice.

Dated: February 27, 2006
Wilmington, Delaware

DUANE MORRIS LLP

By: 
Michael R. Lastowski (Bar No. 3892)
Christopher M. Winter (Bar No. 4163)
1100 North Market Street, Suite 1200
Wilmington, DE 19801-1246
Phone: 302-657-4951
Fax: 302-657-4901

-and-

ARNOLD & PORTER LLP
Richard P. Swanson
Veronica E. Rendon
Jason M. Butler
399 Park Avenue
New York, NY 10022
Phone: 212-715-1000
Fax: 212-715-1399

WILLIAMS & CONNOLLY LLP
Steven M. Farina
Thomas H.L. Selby
Amber M. Mettler
725 12th Street, N.W.
Washington, D.C. 20005
Phone: 202-434-5000
Fax: 202-434-5029

Attorneys for McGladrey & Pullen, LLP
and Michael Aquino

Counsel for Defendant McGladrey &
Pullen, LLP